

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Patent Application
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450
 Sir:

Atty. Dkt.: 4380-151

Date: January 20, 2004

22553 U.S. PTO
 10/759177

Attached for filing is the divisional patent application of:

Inventor: Steven M. Bessette et al.

Entitled: **CANCER TREATMENT COMPOSITIONS AND METHOD USING NATURAL PLANT ESSENTIAL OILS**
 and including attachments as noted below:

- ☐ Newly executed Declaration, ☒ Copy of Declaration from prior application, ☐ Abstract
☐ Please **delete** the following inventors in the continuation/division/continuation-in-part application:

Deleted persons:

- ☒ Attached is believed to be a true copy of the prior application (specification, claims, drawings, executed oath or declaration and any amendments referenced in the declaration), as originally filed. No amendments(if any) referred to in the oath or declaration filed to complete the prior application introduced new matter therein.
☒ 16 pages of specification and claims (including 14 numbered claims), and 0 sheets of accompanying drawing/s.
☐ Record the attached assignment to _____ and return to the undersigned.
☒ Attached is a copy of the Exclusive Substitute Power of Attorney from the prior application.
☐ Priority is hereby claimed under 35 U.S.C. § 119 based on the following foreign applications:

Application Number**Country****Day/Month/Year Filed**

, respectively, the entire content of which is hereby incorporated by reference in this application..

- ☐ Certified copy(ies) of foreign application(s) is/are attached.
☐ Certified copy(ies) filed on _____ in prior appln. no. _____ filed _____
☒ This application is a ☐ continuation/☒ division/☐ continuation-in-part of Application No. **09/455,542**, filed **December 7, 1999**, which claims the benefit of Provisional Application No. **60/111,271**, filed **December 7, 1998**, the entire content of which is hereby incorporated by reference in this application.
☒ Petition filed in prior application to extend its life to insure co-pendency. **To the extent necessary to maintain copendency, Applicants hereby request an extension of time in the prior application (Appl. No. 09/455,542). Please charge the necessary extension of time fee to Deposit Account No. 14-1140.**
☒ The prior application is assigned to **EcoSmart Technologies, Inc., Franklin, Tennessee** at reel **010646**, frame **0006**.
☒ It is hereby requested that the Examiner consider the art cited in the parent application by applicant and/or the Examiner for the reasons stated therein. A listing of that art is attached.
☒ Applicant is entitled to "small entity" status. ☐ "Small entity" statement attached.
☒ Please enter the attached preliminary amendment **prior** to calculation of filing fee. Added claims have been numbered consecutively beginning with the number following the highest numbered original claim in the prior application.
☒ Also attached: ☒ **Information Disclosure Statement**; ☐ **Non-Publication Request**; ☐ **Nucleotide and/or Amin Acid S quence Submission**; ☐ **Statement deleting Inventor(s) named in prior application**; ☐ **Other**:

FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY HEREWITH CANCELED

Basic Filing Fee				\$	770.00
Total effective claims	23	- 20 (at least 20) =	3	x \$ 18.00	\$ 54.00
Independent claims	2	- 3 (at least 3) =	0	x \$ 86.00	\$ 0.00
If any proper multiple dependent claims now added for first time, add \$290.00 (ignore improper)				\$	0.00
				SUBTOTAL	\$ 824.00
If "small entity," then enter half (1/2) of subtotal and subtract				-\$	412.00)
				SECOND SUBTOTAL	\$ 412.00
Assignment Recording Fee (\$40.00)				\$	0.00
				TOTAL FEE ENCLOSED	\$ 412.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension.

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**. A duplicate copy of this sheet is attached.

Correspondence Address:

Customer Number:**23117**

Telephone: (703) 816-4000

Facsimile: (703) 816-4100

WFG:ewm

NIXON & VANDERHYTE P.C.

By Atty: Willem F. Gadiano, Reg. No. 37,136

Signature: 